



14230 U.S. PTO

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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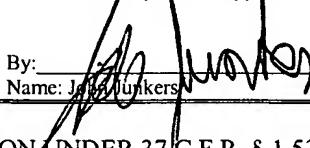
020404

DOCKET NUMBER	ANTICIPATED CLASSIFICATION OF THIS APPLICATION:		PRIOR APPLICATION	
	CLASS	SUBCLASS	EXAMINER	ART UNIT
10873.0712USD2			George J. Letscher	2653

**CERTIFICATE UNDER 37 CFR 1.10:**

"Express Mail" mailing label number: EV347844997US  
Date of Deposit: February 4, 2004

I hereby certify that this paper or fee is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

By:   
Name: James Junkers

**DIVISIONAL APPLICATION UNDER 37 C.F.R. § 1.53(b)**

Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This is a request for filing a divisional application under 37 CFR § 1.53(b) of Serial No. 09/843273, filed on April 25, 2001 entitled OPTICAL DISK, METHOD FOR PRODUCING THE SAME, AND APPARATUS FOR PRODUCING THE SAME

1.  Enclosed is a copy of the prior application; including the specification, claims, drawings, a signed oath or declaration, and any amendments referred to in the oath or declaration filed to complete the prior application. (It is noted that no amendments referred to in the oath or declaration filed to complete the prior application introduced new matter therein.) The continuing application is as follows: 29 pages of specification, 40 claims, 1 page of abstract, 24 sheets of drawings, and 4 pages of oath or declaration.
2.  The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
2.  Cancel original claims 1-10 and 23-40 of this application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)

3.  The filing fee is calculated below:

CLAIMS AS FILED

NUMBER FILED	NUMBER EXTRA		RATE	FEE
<b>TOTAL CLAIMS:</b> 12	-20	0	x <b>\$18.00</b>	<b>0.00</b>
<b>INDEPENDENT CLAIMS</b> 2	-3	0	x <b>\$86.00</b>	<b>0.00</b>
			<b>BASIC FILING FEE:</b>	<b>\$770.00</b>
			<b>TOTAL FILING FEE:</b>	<b>770.00</b>

Small entity status is claimed pursuant to 37 CFR 1.27.

4.  Payment of fees:  
 Attached is a check in the amount of 770.00  
 Please charge Deposit Account No. 13-2725.

5.  The Commissioner is hereby authorized to charge any additional fees as set forth in 37 CFR §§ 1.16 to 1.18 which may be required by this paper or credit any overpayment to Account No. 13-2725.

6.  Amend the specification by inserting before the first line of the first page the paragraph:  
 "This application is a divisional of application Serial No. 09/843273, filed April 25, 2001, which application(s) are incorporated herein by reference."

7.  A set of formal drawings (24 sheets) is enclosed.

8.  Priority of application Serial No. 2000-124220, filed on April 25, 2000 in JAPAN, and application Serial No. 2000-305816, filed October 5, 2000 in JAPAN is claimed under 35 U.S.C. 119.  
 The certified copy has been filed in prior application Serial No. 09/843273, filed April 25, 2001.

9.  The prior application is assigned of record to Matsushita Electric Industrial Co., Ltd. located at 1006, Oaza Kadoma, Kadoma-shi, Osaka 571-8501 JAPAN.

10.  The Power of Attorney in the prior application is to:  
 Merchant & Gould P.C.  
 Minneapolis, MN 55402-2215

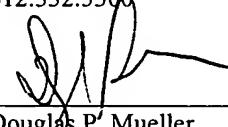
11.  A preliminary amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in the prior application.)  
 Fee for excess claims is attached.

12.  A petition and fee has been filed to extend the term in the prior application until . A copy of the petition for extension of time in the prior application is attached.
13.  The inventor(s) in this application are less than those named in the prior application and it is requested that the following inventors identified above for the prior application be deleted:
14.  A Nonpublication Request under 37 CFR 1.213(a) is enclosed.
15.  Also Enclosed: Application Data Sheet (5 pgs); Information Disclosure Statement; Form 1449; Communication regarding inventor address.
16.  Address all future communications to the **Attention of Douglas P. Mueller** (may only be completed by attorney or agent of record) at the address below.
17.  A return postcard is enclosed.

Respectfully submitted,

MERCHANT & GOULD P.C.  
P.O. Box 2903  
Minneapolis, MN 55402-0903  
612.332.5300

**23552**  
PATENT TRADEMARK OFFICE

  
Douglas P. Mueller  
Reg. No. 30,300  
D. Mueller:smm

Date: February 4, 2004

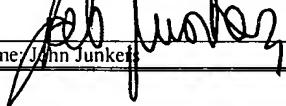
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By:   
 Name: John Junkett

Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

COMMUNICATION REGARDING INVENTOR ADDRESS

Dear Sir:

In reference with the above application the addresses for Inventors Hayashi and Inoue have changed. It is therefore requested that the addresses for Hayashi and Inoue be updated to the following:

Kazuhiro HAYASHI  
 3-14-304, Joshoji-cho  
 Kadoma-shi, Osaka 571-0063  
 JAPAN

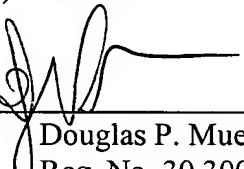
Kazuo INOUE  
 20-14, Satsukigaokakita  
 Suita-shi, Osaka 565-0834  
 JAPAN

If necessary, applicants will submit a Supplemental Combined Declaration & Power of Attorney. Any questions or concerns regarding this communication can be directed to the undersigned attorney, Douglas P. Mueller, Reg. No. 30,300, at (612)371.5237.

Respectfully submitted,

MERCHANT & GOULD P.C.  
P.O. Box 2903  
Minneapolis, Minnesota 55402-0903  
(612) 332-5300

By

  
Douglas P. Mueller  
Reg. No. 30,300

Dated: February 4, 2004

DPM:smm

